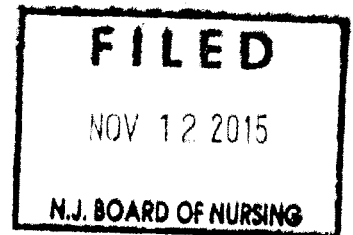


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STATE OF NEW JERSEY
DEPARTMENT OF LAW & PUBLIC SAFETY
DIVISION OF CONSUMER AFFAIRS
BOARD OF NURSING

IN THE MATTER OF THE SUSPENSION	:	
OR REVOCATION OF THE LICENSES OF	:	Administrative Action
	:	
OYENIYI OWOADE, RN, HHA Instructor	:	
RN License #26NR10917300	:	CONSENT ORDER
HHA Instructor #IN2004-0406	:	
	:	
TO PRACTICE AS A NURSE AND HHA	:	
INSTRUCTOR IN THE STATE OF NEW JERSEY:	:	
	:	

This matter was opened to the New Jersey State Board of Nursing ("Board") upon receipt of a petition by Oyeniyi Owoade, RN, HHA Instructor ("Respondent") to reinstate his suspended license to practice nursing and upon information that Respondent had violated the Consent Order which suspended his license by engaging in unlicensed practice.

Branford Institute is a vocational school which provides a training program to become a Certified Homemaker Health Aide (CHHA). The Board approves CHHA training programs and instructors affiliated with the programs. In 2004, the Board

approved Respondent as a HHA Instructor.

In 2013, the Board found that Respondent had engaged in professional misconduct and violated multiple Board regulations in his capacity as Branford's Director of Nursing and Nursing Supervisor. By Consent Order filed on June 28, 2013, Respondent's license to practice nursing was suspended for two years, with one year to be an active suspension (from July 2013 until at least July 2014) and the remaining one year to be stayed and served as a period of probation. To transition from the active period of suspension to the stayed period of suspension/probation, Respondent was required to petition the Board for reinstatement of his license and demonstrate compliance with all terms and conditions of the Consent Order.

In May 2015, Respondent petitioned the Board for reinstatement, seeking to terminate the active period of suspension and commence the stayed period of suspension to be served as a period of probation.

However, the Board obtained information revealing that during the period of Respondent's active suspension, Respondent was a CHHA program instructor and taught CHHA classes. Pursuant to N.J.A.C. 13:37-14.7 and 14.8, CHHA program coordinators and instructors are required to be Registered Professional Nurses actively licensed by this Board. As such, the Board finds that Respondent engaged in unlicensed practice while his license was

suspended in violation of N.J.S.A. 45:11-27(d) and N.J.S.A. 45:11-37(d) and violated the Consent Order, which is deemed professional misconduct pursuant to N.J.A.C. 13:45C-1.4 and subjects Respondent to sanctions pursuant to N.J.S.A. 45:1-21(e). Respondent's failure to comply with Board regulations subjects him to sanctions pursuant to N.J.S.A. 45:1-21(h). As this is Respondent's second instance of violating Board regulations, he is subject to enhanced penalties pursuant to N.J.S.A. 45:1-25 for repeat violations.

The June 28, 2013 Consent Order further provided that "Respondent shall reimburse the Board's investigative costs and fees totaling \$22,627.80. . . . The payment of said costs and fees shall be suspended provided that Respondent complies with the terms of this Consent Order and the rules and regulations governing the practice of nursing in the State of New Jersey."

Respondent's failure to comply with the terms of the Consent Order and with the rules and regulations governing the practice of nursing in the State of New Jersey activates the provision which stayed, or suspended, payment of the \$22,627.80 in costs and fees.

The Board having reviewed this matter, and having considered the nature of the above conduct, and the parties desiring to resolve this matter, and the Board having determined that the within Order is sufficiently protective of the public

health, safety and welfare, in lieu of further proceedings, and for other good cause shown;

IT IS on this 12th day of November, 2015

HEREBY ORDERED AND AGREED that:

1. Respondent's petition to have his license reinstated and the active portion of the suspension terminated is hereby denied.

2. The active period of suspension imposed by the June 28, 2013 Consent Order is hereby extended for an additional two years from the date of filing of this Consent Order. Two years after the date of filing of this Consent Order, Respondent may petition the Board in writing to have the active portion of the suspension terminated and to commence a one year stayed suspension to be served as a period of probation as originally imposed in the Consent Order filed on June 28, 2013.

Respondent's license will remain suspended until reinstated by Board Order. Upon reinstatement, Respondent will be placed on probation for a minimum of one year and until Respondent petitions for and obtains a Board Order terminating the period of probation.

3. Respondent's approval as an HHA Instructor is suspended for a minimum period of two years and until further Order of the Board. Any reinstatement of Respondent's ability to serve as an HHA Instructor shall be on probation for such period and under

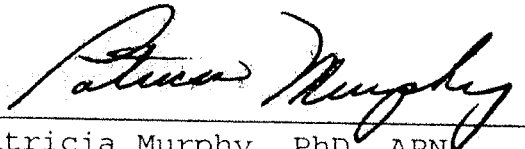
such conditions as deemed appropriate in the Board's sole discretion.

4. The costs and fees totaling \$22,627.80 imposed by the June 28, 2013 Consent Order are hereby due and owing. Payment shall be made by certified check, bank cashier check, or money order payable to "State of New Jersey," or by wire transfer, direct deposit, or credit card payment delivered or mailed to State Board of Nursing, Attention: Leslie Burgos, P.O. Box 45010, Newark, New Jersey 07101. Any other form of payment will be rejected and will be returned to the party making the payment. Payment shall be made no later than twenty-one (21) days after the date of filing of this Consent Order. In the event Respondent fails to make a timely payment, a certificate of debt shall be filed in accordance with N.J.S.A. 45:1-24 and the Board may bring such other proceedings as authorized by law. The Board will not accept a petition for reinstatement from Respondent until he has fully paid all penalties, fees, and costs.

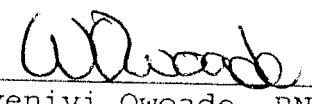
5. Respondent shall not practice as a nurse and/or a HHA Instructor and shall not represent himself as a Registered Professional Nurse or a HHA Instructor until such time as his license is reinstated and he regains approval as a HHA Instructor. Any practice in this State prior to reinstatement shall constitute grounds for a charge of unlicensed practice, as

well as additional disciplinary proceedings.

NEW JERSEY STATE BOARD OF NURSING

By: 
Patricia Murphy, PhD, APN
Board President

I have read and understand
the within Consent Order
and agree to be bound by
its terms.


Oyenyi Owoade, RN, HHA Instructor
RN License #26NR10917300
HHA Instructor #IN2004-0406